

Message Text

LIMITED OFFICIAL USE POSS DUPE

PAGE 01 LONDON 10528 131838Z

64

ACTION EB-11

INFO OCT-01 EUR-25 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 SS-15 NSC-10 L-03 DRC-01

/086 W

----- 085459

R 131649Z SEP 73

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 3971

LIMITED OFFICIAL USE LONDON 10528

E.O. 11652: N/A

TAGS: ETRN, UK

SUBJECT: CIVAIR - PAN AMERICAN'S ROUTE 5 OPERATIONS

REF: STATE 54394

1. CIVAIR ATTACHE HAS RECEIVED LETTER FROM IAN BROWN (DTI) WHICH RAISES AGAIN QUESTION OF PANAM SERVICE OVER ROUTE 5 FROM WEST COAST POINTS TO LONDON AND PARIS. LETTER READS AS FOLLOWS:

BEGIN QUOTE

DEAR TOM,

PAN AMERICAN

I RECENTLY SENT YOU A COPY OF MY LETTER OF 22 AUGUST TO MR. T. U. GRAY OF PAN AMERICAN WORLD AIRWAYS, LONDON, REMINDING HIM OF THE NECESSITY TO FILE WITH THIS DEPARTMENT LISTS SHOWING THE NUMBER AND TYPES OF PASSENGERS CARRIED BETWEEN LONDON AND PARIS ON PAN AM SERVICES. YOU MAY REMEMBER THAT THIS AROSE FROM OUR CONTENTION THAT US AIRLINES HAD NO RIGHT TO CARRY PASSENGERS UPLIFTED IN LONDON AND DESTINED FOR PARIS OR UPLIFTED IN PARIS AND DESTINED FOR LONDON ON TRANS-POLAR SERVICES (US ROUTE 5) WITH THE SOLE EXCEPTION THAT WE WOULD BE PREPARED UNDER SPECIFIED CONDITIONS

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LONDON 10528 131838Z

TO PERMIT THE CARRIAGE OF CERTAIN PASSENGERS AT SPECIFIC DISCOUNTED FARES. YOU MAY ALSO RECOLLECT THAT THE

AIRLINE SUGGESTED THAT THE MATTER OF SUCH CARRIAGE ON THEIR SERVICES BETWEEN POINTS ON THE WEST COAST OF USA AND PARIS LINKING AT LONDON SHOULD BE REFERRED TO GOVERNMENTS.

WE THEREFORE TOOK THIS MATTER UP THROUGH THE BRITISH EMBASSY IN WASHINGTON AND WE UNDERSTOOD IN MARCH THIS YEAR THAT WHILST THE AIRLINE INTENDED TO STOP THE PRACTICES COMPAINED OF ON THE LINKING SERVICES FROM 29 APRIL 1973 IT MIGHT WISH TO REVERT TO THESE AT SOME LATER DATE. WE WERE ALSO INFORMED THAT ARRANGEMENTS HAD BEEN MADE FOR YOU TO DISCUSS THIS FURTHER WITH US.

SINCE WE HAVE NOT HEARD FURTHER ON THIS SUBJECT, I PRESUME THAT THE UNITED STATES AUTHORITIES ACCEPT OUR CONTENTION THAT ATTACHMENT 5 OF THE CONFIDENTIAL EXCHANGE BETWEEN LOY AND BURNS OF APRIL 1966 EXPRESSLY FORBIDS ANY PICKING UP AND SETTING DOWN OF TRAFFIC BETWEEN LONDON AND PARIS INCLUDING STOP-OVER TRAFFIC, INTERLINE TRAFFIC WITH OTHER AIRLINES AND CONNECTING TRAFFIC ON THE AIRLINE'S OWN NETWORK. IN ANY CASE, I WISH TO MAKE IT CLEAR THAT THE UK AUTHORITIES WOULD REGARD ANY CARRIAGE OF PASSENGERS BY PAN AM OF THE TYPE REFERRED TO IN OUR PREVIOUS EXCHANGES OF CORRESPONDENCE - SPECIFICALLY IN PARAGRAPH 5 OF MY LETTER ED/96/114 OF 20 MARCH (COPIED TO YOUR PREDECESSOR, MR. SNOWDON)- AS A BREACH OF THE TERMS OF THAT AIRLINES OPERATING PERMISSION. /S/ I.D. S. BROWN END QUOTE

2. IF DEPARTMENT CONCURS, CIVAIR WOULD PROPOSE TO SEND FOLLOWING INTERIM REPLY;
BEGIN QUOTE
THANK YOUR FOR YOUR LETTER OF AUGUST 30 CONCERNING PAN AMERICAN'S OPERATIONS OVER US ROUTE 5 AS DESCRIBED IN THE US/UK AIR SERVICES AGREEMENT. I HAVE REFERRED YOUR LETTER TO THE DEPARTMENT OF STATE FOR ITS CONSIDERATION AND I SHALL LET YOU KNOW WHEN I HAVE A REPLY. DURING THE INTERIM, HOWEVER, I FEEL I SHOULD NOTE THAT WHEN I TELEPHONED YOU ON MARCH 28 TO INFORM LIMITED OFFICIAL USE
LIMITED OFFICIAL USE

PAGE 03 LONDON 10528 131838Z

YOU THAT, WITH EFFECT FROM APRIL 29, THE LINKING SERVICE AT LONDON OF WHICH YOU WERE COMPLAINING, WOULD BE SUSPENDED, I INDICATED THAT PAN AMERICAN WAS SUSPENDING THE SERVICE FOR ITS OWN COMMERCIAL REASONS AND THAT THIS AIRLINE DECISION SHOULD NOT BE REGARDED AS PREJUDICING THE POSITION OF THE U.S. GOVERNMENT ON THE ISSUE WHICH THE LINKING SERVICE RAISED. I DO NOT, THEREFORE, BELIEVE THAT YOU WOULD BE JUSTIFIED IN ASSUMING THAT LACK OF FURTHER DISCUSSION ON A QUESTION MADE MOOT BY THE AIRLINE'S DECISION CAN BE INTERPRETED AS

ACCEPTANCE BY THE US OF YOUR CONTENTION THAT THE
LINKING SERVICE IS INCONSISTENT WITH THE BILATERAL
AVIATION AGREEMENT. END QUOTE.
SOHM

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 13 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: boyleja
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973LONDON10528
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: LONDON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730935/aaaaazth.tel
Line Count: 119
Locator: TEXT ON-LINE
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 73 STATE 54394
Review Action: RELEASED, APPROVED
Review Authority: boyleja
Review Comment: n/a
Review Content Flags:
Review Date: 08 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08-Aug-2001 by worrelsw>; APPROVED <16-Aug-2001 by boyleja>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - PAN AMERICAN'S ROUTE 5 OPERATIONS
TAGS: ETRN, UK
To: SECSTATE WASHDC
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005